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PTO/SB/05 (4/98)  
Approved for use through 09/30/2000. OMB 0651-0032  
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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 C.F.R. § 1.53(b))

Attorney Docket No.	32955
First Inventor or Application Identifier	Richard Niccolai
Title	VERFAHREN ZUR HERSTELLUNG VON...
Express Mail Label No.	EL635960720US

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2.  Specification [Total Pages 10]  
(preferred arrangement set forth below)
  - Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Microfiche Appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
3.  Drawing(s) (35 U.S.C. 113) [Total Sheets 2]
4. Oath or Declaration [Total Pages 0]
  - a.  Newly executed (original or copy)
  - b.  Copy from a prior application (37 C.F.R. § 1.63(d))  
(for continuation/divisional with Box 16 completed)
    - i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 C.F.R. §§ 1.63(d)(2) and 1.33(b).

**ADDRESS TO:** Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

5.  Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a.  Computer Readable Copy
  - b.  Paper Copy (identical to computer copy)
  - c.  Statement verifying identity of above copies

**ACCOMPANYING APPLICATION PARTS**

7.  Assignment Papers (cover sheet & document(s))
8.  37 C.F.R. § 3.73(b) Statement  Power of (when there is an assignee)  Attorney
9.  English Translation Document (if applicable)
10.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS Citations
11.  Preliminary Amendment
12.  Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
- \* Small Entity Statement(s)  Statement filed in prior application, (PTO/SB/09-12)  Status still proper and desired
13.  Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
14.  Other: **Check for \$690.00**

**\*NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28).**

16. If a CONTINUATING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment:

Continuation  Divisional  Continuation-in-part (CIP) of prior application No: \_\_\_\_\_ / \_\_\_\_\_

Prior application information: Examiner \_\_\_\_\_ Group / Art Unit: \_\_\_\_\_

For CONTINUATION or DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 4b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**17. CORRESPONDENCE ADDRESS**

Customer Number or Bar Code Label **000,116** or  Correspondence address below  
(Insert Customer No. or Attach bar code label here)

Name	David E. Spaw			
	Pearne & Gordon LLP			
Address	526 Superior Avenue East Suite 1200			
City	Cleveland	State	Ohio	Zip Code
Country	U.S.A.	Telephone	216-579-1700	Fax 216-579-6073

Name (Print/Type)	David E. Spaw	Registration No. (Attorney/Agent)	34732
Signature			Date 9/7/00

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

**PATENT**

**PEARNE & GORDON LLP**  
526 Superior Avenue East  
Suite 1200  
Cleveland Ohio 44114-1484  
(216) 579-1700

Attorney Docket No. 32955

Assistant Commissioner for Patents  
Box PATENT APPLICATION  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing by other than a small entity is the patent application of:

Inventor: Richard Niccolai

For: VERFAHREN ZUR HERSTELLUNG VON HÖRGERÄTEN  
UND HÖRGERÄT

2 sheets of informal drawings are included.

An assignment of the invention to Phonak AG will be forwarded.

"Express Mail" mailing label number EL635960720US

Date of Deposit 9/7/00

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Paula Almasy

Printed Name of Person Mailing Paper or Fee

Paula Almasy

Signature of Person Mailing Paper or Fee

**CLAIMS AS FILED**

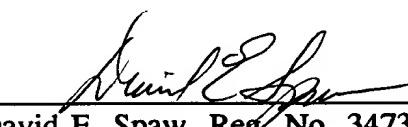
<u>For</u>	<u>Number</u>	<u>Rate</u>	<u>Fees</u>
Total claims in excess of 20:	0	× \$18.00	\$0.00
Independent claims in excess of 3:	0	× \$78.00	\$0.00
Multiple dependent claims, if any, add surcharge of \$260.00:			\$0.00
Non English Specification, add surcharge of \$130.00:			\$0.00
		Basic Fee	\$690.00
		TOTAL FILING FEE	\$690.00
Assignment Recordal Fee of \$40.00			\$0.00
		<b><u>TOTAL FEE</u></b>	<b><u>\$690.00</u></b>

A check in the amount of the Total Fee calculated above is enclosed.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§1.16 and 1.17 which may be required during the entire pendency of this application, or to credit any overpayment, to Deposit Account No. 16-0820, Order No. 32955.

Respectfully,

PEARNE & GORDON LLP

  
\_\_\_\_\_  
David E. Spaw, Reg. No. 34732

Date: Sept. 7, 2000